

**ORDINANCE NO. 3514**

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING SECTION 20.60.005 RELATING TO THE DEFINITION OF CONSTRUCTION SIGN, AND SECTION 20.60.010A, PERMIT REQUIRED, OF THE EDMONDS COMMUNITY DEVELOPMENT CODE, SECTION 20.60.070, CONSTRUCTION SIGNS, ALL IN ORDER TO REPLACE INADVERTENTLY DELETED PROVISIONS RELATING TO A DEFINITION AND REGULATIONS FOR CONSTRUCTION SIGNS, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

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WHEREAS, Ordinance No. 3423 was enacted by the Edmonds City Council on October 15, 2002, establishing requirements for construction signs in accordance with public hearings held before the Edmonds City Council and the Edmonds Planning Board and based upon the recommendation of the Planning Board; and

WHEREAS, the sign code chapter was extensively revised by Ordinance No. 3461 enacted by the City Council, on July 1, 2003, based again upon the testimony provided at public hearings and the recommendation of its Planning Board, and

WHEREAS, both the construction sign requirements and the sign code were processed simultaneously and were intended to be integrated, and

WHEREAS, the extensive revisions of Ordinance No. 3461 failed to include the previously enacted construction sign regulations; and

WHEREAS, this administrative oversight does not accurately reflect the intent of the City Council that the new sign code include the previously enacted construction sign regulations; and

WHEREAS, the City Council wishes to address this scrivener's error by reenacting the provisions originally approved on October 15, 2002; and

WHEREAS, this action is based upon the public hearings previously held and the previous recommendations incorporated in and reflected by Ordinance No. 3423 and 3461, NOW, THEREFORE,

THE CITY COUNCIL OF THE CITY OF EDMONDS, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Section 20.60.005 of the Edmonds Community Development Code is hereby amended by the addition of the following definition for "construction sign," to read as follows:

**20.60.005 Definitions.**

For purposes of this chapter, the following definitions shall apply:

"Attached sign" is any sign attached or affixed to a building. Attached signs include wall signs, projecting signs, and window signs.

"Campaign sign" is a temporary sign displaying a message relating to a candidate, political party, or issue that is registered or certified for an upcoming election.

"Commercial sign" is a sign displayed for the purpose of identifying a commercial use, or advertising a service, product, business or venture that is offered for trade or sale.

"Construction sign" is any permanent or temporary sign displayed on premises where any physical excavation, construction, demolition, rehabilitation, structural alteration or related work is currently occurring, pursuant to a valid building permit.

"Fixed sign" is any sign attached or affixed to the ground or any structure in such a manner so as to provide for continuous display for an extended or indeterminable period of time. Fixed signs include, but are not limited to, free-standing signs and wall signs.

"Freestanding sign" is any sign that is not attached or affixed to a building.

"Governmental sign" is a sign that is necessary to protect the public health and safety. Governmental signs include traffic signs, directional and informational signs for public health and safety facilities, and warning or hazard signs.

"Group sign" is a sign or signs on one sign structure serving two or more businesses sharing a parking facility.

"Identification structure" is a structure intended to attract the attention of the public to a site, without the use of words or symbols identifying the businesses. Examples include fountains, sculptures, awnings, and totem poles.

"Marquee sign" is any sign attached or made part of a building marquee. A marquee sign is a form of projecting sign.

"Noncommercial sign" is a sign that is intended to display a religious, charitable, cultural, governmental, informational, political, educational, or artistic message, that is not primarily associated with a good, product, or service offered for sale or trade. Noncommercial signs include signs advertising incidental and temporary commercial activities conducted by churches and nonprofit businesses, clubs, groups, associations or organizations.

"Off-premises sign" is any sign that advertises or relates to a good, product, service, event, or meeting, that is offered, sold, traded, provided, or conducted at some location or premises other than that upon which the sign is posted or displayed. Off-premises signs include all signs posted or displayed in the public right-of-way.

"On-premises sign" is any sign that advertises or relates to a good, product, service, event, or meeting that is lawfully permitted to be offered, sold, traded, provided, or conducted at the location or premises upon which the sign is posted or displayed. On-premises signs also include signs not related to any particular location or premises, such as signs displaying religious, charitable, cultural, governmental, informational, political, educational, or artistic messages that are intentionally displayed by the owner of the property or premises upon which the sign is displayed.

"Permanent sign" is a fixed or portable sign intended for continuous or intermittent display for periods exceeding 60 days in any calendar year.

"Portable sign" is any sign that is readily capable of being moved or removed, whether attached or affixed to the ground or any structure that is typically intended for temporary display. Portable signs include, but are not limited to:

1. Signs designed and constructed with a chassis or support with or without wheels;
2. Menu and "sandwich" board signs;
3. "A" and "T" frame signs;
4. Wooden, metal, or plastic "stake" or "yard" signs;
5. Posters or banners affixed to windows, railings, overhangs, trees, hedges, or other structures or vegetation;
6. Signs mounted upon vehicles parked and visible from the public right-of-way, except signs identifying the related business when the vehicle is being used in the normal day-to-day operation of the business, and except for signs advertising for sale the vehicle upon which the sign is mounted
7. Searchlights;
8. Inflatables.

"Premises" is the actual physical area of the lot upon which a sign is posted or displayed, except within the boundaries of the BC zone in the downtown activity center, where premises shall include any portion of the public sidewalk that fronts upon the lot.

"Projecting sign" is any sign attached or affixed to a building or wall in such a manner that its leading edge extends more than 12 inches beyond the surface of such building or wall.

"Real Estate sign" is a sign displaying a message relating to the sale or rent of real property.

"Sign" is any structure, device or fixture that is visible from a public place that incorporates graphics, symbols, or written copy for the purposes of conveying a particular message to public observers, including wall graphics or identification structures.

"Sign area" is the maximum actual area of a sign that is visible from any single point of observation from any public vantage point. Supporting structures which are part of a sign display shall be included in the calculation of the sign area.

"Temporary sign" is an allowed portable sign intended for short-term display, not to exceed 60 calendar days in any calendar year.

"Wall graphic" is a wall sign in which color and form, and without the use of words, is a part of the overall design on the building(s) in which the business is located. A wall graphic may be painted or applied (not to exceed one-half inch in thickness) to a building as a part of its overall color and design, but may not be internally lighted. Internally lighted assemblies, including those which project from the wall of the structure, or which are located on any accessory structure on the site, shall be considered wall signs and comply with the requirements of this chapter.

"Wall sign" is a sign that is attached or affixed to a wall and that is parallel to and not projecting more than 12 inches at any angle from such wall. Wall signs include signs that are painted directly upon a wall.

"Window sign" is a sign that is attached or affixed to a window, or a sign displayed within 24 inches of the inside of a window in such a manner as to be visible from any public place.

Section 2. Section 20.60.010 of the Edmonds Community Development Code is hereby amended to provide in relevant part as follows:

**20.60.010 Permit required.**

A. Except as provided in this chapter, no permanent sign may be constructed, installed, posted, displayed or modified without first obtaining a sign permit approving the proposed sign's size, design, location, and display as provided for in this chapter.

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Section 3. Chapter 20.60 of the Edmonds Community Development Code is hereby amended by the addition of a Section 20.60.070 Construction signs to provide in its entirety as follows:

**20.60.070 Construction signs.**

Construction signs shall, irrespective of their duration, conform to the general regulations for permanent signs specified under ECDC 20.60.020. Notwithstanding any other provision of this chapter, the maximum area of a construction sign in any zone shall be 32 square feet. No sign permit is required for the posting of construction signs; provided, that all construction signs shall be

removed from the premises within 10 days of the cessation of the excavation, construction, demolition, rehabilitation, structural alteration or related work on site.

<b>Zone</b>	<b>Maximum Area of Signage (per street frontage)</b>
RS	<ul style="list-style-type: none"><li>• 16 square feet, or,</li><li>• 32 square feet if one sign is displayed for a project consisting of building permits issued for four lots or more. Only one sign may be Displayed per project.</li></ul>
All other zones	<ul style="list-style-type: none"><li>• 32 square feet</li></ul>

The preceding square footages shall be in addition to any other temporary signage permitted by ECDC 20.60.080.

Section 4. Effective Date. This ordinance, being an exercise of a power specifically delegated to the City legislative body, is not subject to referendum, and shall take effect five (5) days after passage and publication of an approved summary thereof consisting of the title.

APPROVED:

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MAYOR GARY HAAKENSEN

ATTEST/AUTHENTICATED:

\_\_\_\_\_  
CITY CLERK, SANDRA S. CHASE

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY:

BY \_\_\_\_\_  
W. SCOTT SNYDER

FILED WITH THE CITY CLERK:	08/20/2004
PASSED BY THE CITY COUNCIL:	08/24/2004
PUBLISHED:	08/29/2004
EFFECTIVE DATE:	09/03/2004
ORDINANCE NO. <u>3514</u>	

## **SUMMARY OF ORDINANCE NO. 3514**

of the City of Edmonds, Washington

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On the 24<sup>th</sup> day of August, 2004, the City Council of the City of Edmonds, passed Ordinance No. 3514. A summary of the content of said ordinance, consisting of the title, provides as follows:

AN ORDINANCE OF THE CITY OF EDMONDS, WASHINGTON, AMENDING SECTION 20.60.005 RELATING TO THE DEFINITION OF CONSTRUCTION SIGN, AND SECTION 20.60.010A, PERMIT REQUIRED, OF THE EDMONDS COMMUNITY DEVELOPMENT CODE, SECTION 20.60.070, CONSTRUCTION SIGNS, ALL IN ORDER TO REPLACE INADVERTENTLY DELETED PROVISIONS RELATING TO A DEFINITION AND REGULATIONS FOR CONSTRUCTION SIGNS, AND FIXING A TIME WHEN THE SAME SHALL BECOME EFFECTIVE.

The full text of this Ordinance will be mailed upon request.

DATED this 25<sup>th</sup> day of August, 2004.

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CITY CLERK, SANDRA S. CHASE